

Appl. No. 09/420,002
Communication Dated September 16, 2005

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Name of person signing this certificate: Elliott D. Light

Signature: 

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/420,002
Applicant : Marc A. Cohen et al
Filed : Oct 18, 1999
Title : SPONSORED INFORMATION DISTRIBUTION METHOD
AND APPARATUS

TC/A.U. : 2645
Examiner : Allan Hoosain

Docket No. : 2490-001DIV
Conf. No. : 2196

MAILSTOP: ISSUE FEE
Honorable Commissioner for
Patents
PO Box 1450
Alexandria, VA 22313-1450

COMMUNICATION RE APPLICATION ALLOWED FOR ISSUANCE

Sir:

On January 14, 2004, Applicant filed a response to an Office Action/Advisory Action accompanied by a petition to correct the inventorship of the above-referenced application. A copy of the petition is attached. According to PAIR, the petition was received on January 14, 2004. However, it is not clear from the file history whether the petition was granted.

Applicant respectfully requests that the patent issuing from the above-referenced application reflect the inventorship as indicated in Applicant's

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petition as entered on January 14, 2004. Applicant's counsel may be contacted as indicated below.

Respectfully Submitted,
By 

Elliott D. Light, Esq.
Registration No. 51,948
Roberts Abokhair & Mardula, LLC
1800 Sunrise Valley Drive, Suite 1000
Reston, VA 20191
703-391-2900

RA&M

Fax:703-391-2901

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Appl. No. : 420,002
Applicant : Marc A. Cohen et al
Filed : October 18, 1999
Title : Sponsored Information Distribution Method And Apparatus
TC/A.U. : 2645
Examiner : Allan Hoosain
Docket No. : 2490-001DIV
Conf. No. : 2196
Cust. No. : 22208

PETITION FOR CORRECTION OF INVENTORSHIP
UNDER 37 CFR §1.48

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JAN 21 2004

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Technology Center 2600

Dear Sir:

At the time of filing the above-identified divisional application, Michael C. Cudemo III was omitted as one of the inventors.

Attached is the declaration of Marc A. Cohen, John J. Csaszar and Michael C. Cudemo III as required by 37 CFR §1.48 explaining how this occurred.

It is respectfully requested that Michael C. Cudemo III be added as an inventor.

Enclosed is check in the amount of \$130.00 to cover the fee as set forth in 37 CFR §1.17(h).

Respectfully Submitted,

Roberts Abokhair & Mardula, LLC

By _____


Timothy W. Graves, Esq., Reg. No. 46,940
Tel.: (703) 391-2900
Fax: (703) 391-2901

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Appl. No. : 09/5420,002
Applicant : Marc A. Cohen et al
Filed : October 18, 1999
Title : SPONSORED INFORMATION DISTRIBUTION METHOD AND APPARATUS

TC/A.U. : 2645
Examiner : Allan Hoosain
Docket No. : 2490-001DIV
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**DECLARATION OF
MARC A. COHEN, JOHN J. CSASZAR, AND MICHAEL C. CUDEMO III**

We are the inventors of the above-identified United States Patent Application. This patent application is a divisional application of United States Patent Application number 08/869,753 (now United States Patent 6,970,124). Parent patent application 08/869,753 lists Marc A. Cohen, John J. Csaszar, and Michael C. Cudemo III as co-inventors. However, this divisional patent application omitted the name of co-inventor Michael C. Cudemo III.

During creation of the invention, all three co-inventors were employees of VoiceFX Corporation and have assigned their rights in the invention described in Application number 08/869,753 to VoiceFX Corporation, including "any continuing or divisional application thereto" (Paragraph 1 of Assignment, Reel/Frame: 9215/0488).

Without deceptive intent, co-Inventor Michael C. Cudemo III was omitted as a co-inventor at the time the divisional application was filed. Michael C. Cudemo III was employed as a system analyst and programmer. It was believed by co-Inventors Marc

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Response to Advisory Action of Dec. 11, 2003

Cohen and John Csaszar that the work Michael C. Cudemo III performed on the invention was limited to work performed under the direction and control of co-inventor John Csaszar, and that the conception of the invention was primarily that of co-inventors Marc Cohen and John Csaszar.

Subsequent to a more detailed review of the work-product produced by Michael C. Cudemo III relative to the invention, it is believed that his work amounts to a material contribution to the invention, especially in the reduction to practice of the invention. As a result, it is now desired to amend the inventorship and include Michael C. Cudemo III as a co-inventor.

I, Marc A. Cohen, hereby agree to the addition of Michael C. Cudemo III as a co-inventor.

I, John Csaszar, hereby agree to the addition of Michael C. Cudemo III as a co-inventor.

I, Michael C. Cudemo III, hereby agree to be added as a co-inventor.

I, Marc A. Cohen, and I, John J. Csaszar, and I, Michael C. Cudemo III further declare that we do not believe the claimed invention was ever known or used in the United States before our invention thereof, or patented or described in any printed publication in any country before our invention thereof or more than one year prior to the effective priority date of the application, that the same was not in public use or on sale in the Untied States of America more than one year prior to the effective priority date of the application, and that the invention has not been patented or made the subject of an inventor's certificate issued or filed by us or our legal representatives.

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12/27/2003 2:54 PM FROM: Fax-Voice@LAW.CU TO: 6109129848 SUBJECT: COPIES OF PCT

Appl. No. U9/420,012
Response to Advisory Action of Dec 11, 2003

We all declare further that all statements made herein are made upon our own information and belief and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 12/25/03By: Marc A. Cohen
Marc A. CohenDate: 12/32/2003By: John F. Csaszar
John F. CsaszarDate: 1/13/2004By: Michael Cudemo III
Michael C. Cudemo III

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Sep 16 2005 14:15 P.07

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VOICE FX

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Appl. No. : 09/420,002
Applicant : Marc A. Cohen et al
Filed : October 18, 1999
Title : SPONSORED INFORMATION DISTRIBUTION METHOD
AND APPARATUS

TC/A.U. : 2645
Examiner : Allan Hoosain

Docket No. : 2490-001DIV
Conf. No. : 2196
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**DECLARATION OF Marc A. Cohen
UNDER 37 C.F.R. § 1.131**

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, Marc A. Cohen, declare as follows:

I am a co-inventor of, and applicant for patent on, the invention entitled "**SPONSORED INFORMATION DISTRIBUTION METHOD AND APPARATUS**", disclosed and claimed in U.S. patent application no. 09/420,002, filed October 18, 1999.

U.S. patent application no. 09/420,002 claims priority to U.S. provisional patent applications 60/019,177, 60/023,258, 60/023,256, 60/024,006 and 60/026,307. Of particular interest to Internet dissemination of custom advertising is U.S. provisional patent application 60/023,256, filed August 9, 1996 with a title of "**METHOD AND APPARATUS FOR DIRECTED ADVERTISING IN AN INTERNET-BASED INFORMATION DISSEMINATION SYSTEM**".

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VOICE FX

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Appl. No. 09/420,002
Declaration Under 37 C.F.R. §1.131
Response to Advisory Action of Dec. 11, 2003

Prior to February 26, 1996 a preferred embodiment of the invention was completed and outlined in the Software Appendix that was filed as an appendix to application 60/023,256. The Software Appendix incorporates features also described in "The Ads Database Server Design" attached to application number 60/023,258. A complete copy of application 60/023,256 and "The Ads Database Server Design" is attached hereto.

In view of the above recitation of facts and the attached copy of the supporting provisional application, I respectfully submit that I, in conjunction with co-inventors, had achieved a successful reduction to practice of the invention, as described and claimed in the subject application, in this country prior to February 26, 1996.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 12/22/03

By:


Marc A. Cohen